

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF:

FOLDVARI *ET AL.*

APPLICATION No.: 10/577,025

I.A. FILING DATE: OCTOBER 25, 2004

FOR: **DNA DELIVERY WITH GEMINI CATIONIC
SURFACTANTS**

EXAMINER: TO BE ASSIGNED

ART UNIT: 1636

CONF. NO: 2769

**Information Disclosure Statement Within Three Months of
Application Filing or Before First Action – 37 C.F.R. § 1.97(b)**

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

A. Timing of Submission

This information disclosure is being filed within three months of the filing date of this application or date of entry into the National Stage of an International Application or before the mailing date of a first Office Action on the merits or before the mailing date of a first Office Action on the merits after the filing of a Request for Continued Examination under 37 CFR §1.114, whichever occurs last (37 CFR 1.97(b)(4)). The references listed on the enclosed Form PTO-1449 (modified) may be material to the examination of this application; the Examiner is requested to make them of record in the application.

B. Cited Information

- ☒ Copies of references 1-6 are issued patent(s) and/or published application(s) and are not enclosed (see C.F.R. §1.98(a)(2)(i)).
- ☒ Copies of references 7-20 are enclosed.

C. Effect of Information Disclosure Statement (37 C.F.R. § 1.97(h))

This Information Disclosure Statement is not to be construed as a representation that: (i) a search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are

accurate or enabling; or (iv) the cited information is, or is considered to be, material to patentability. In addition, applicant does not admit that any enclosed item of information constitutes prior art to the subject invention and specifically reserves the right to demonstrate that any such reference is not prior art.

D. Fee Payment

No fees are believed due because this Information Disclosure Statement is being filed before the mailing date of the first Office Action. However, should the Commissioner determine that fees are due in order for this Information Disclosure Statement to be considered, the Commissioner is hereby authorized to charge such fees to Deposit Account No. 50-2207.

E. Patent Term Adjustment (37 C.F.R. § 1.704(d))

- ☐ The undersigned states that each item of information submitted herewith was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of this statement. 37 C.F.R. § 1.704(d).

Respectfully submitted,
Perkins Coie LLP



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Date: March 5, 2007

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT Form PTO-1449 (Modified) (Use several sheets if necessary)				COMPLETE IF KNOWN	
				Application Number	10/577,025
				Confirmation Number	2769
				International Filing Date	October 25, 2004
				First Named Inventor	Foldvari et al.
				Group Art Unit	1636
Examiner Name	To be Assigned				
Sheet	1	of	1	Attorney Docket No.	58152-8001.US00

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No.	U.S. Patent or Application		Name of Patentee or Inventor of Cited Document	Date of Publication or Filing Date of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		NUMBER	Kind Code (if known)			
	1.	6,693,167	B1	Camilleri et al.	2/17/04	
	2.	2003/0119188	A1	Camilleri et al.	6/26/03	
	3.	2004/0043939	A1	Camilleri et al.	3/4/04	
	4.	2004/0138139	A1	Camilleri et al.	7/15/04	

FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No.	Foreign Patent or Application			Name of Patentee or Applicant of Cited Document	Date of Publication or Filing Date of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T
		Office	NUMBER	Kind Code (if known)				
	5.	PCT	WO99/29712		Smithkline Beecham PLC	6/17/99		
	6.	PCT	WO00/76954	A1	Smithkline Beecham PLC	12/21/00		
	7.	PCT	WO02/50100	A2	Smithkline Beecham PLC	6/27/02		

OTHER PRIOR ART-NON PATENT LITERATURE DOCUMENTS				
Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume issue number(s), publisher, city and/or country where published.		T
	8.	Bombelli, C. et al., <i>J. Med. Chem.</i> , <u>48</u> :5378-5382 (2005).		
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	14.	Menger, F. and Keiper, J., <i>Agnew. Chem. Int. Ed.</i> , <u>39</u> :1906-1920 (2000).		
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	16.	Oda, R. et al., <i>Langmuir</i> , <u>16</u> :9759-9769 (2000).		
	17.	Ronsin, G. et al., <i>Chem. Commun.</i> , <u>7</u> (21):2234-2235 (2001).		
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	19.	Vogel, J.C. et al., <i>Human Gene Therapy</i> , <u>11</u> :2253-2259 (2000).		
	20.	Zana, Raoul, <i>Journal of Colloid and Interface Science</i> , <u>248</u> :203-220 (2002).		

EXAMINER	DATE CONSIDERED
*EXAMINER: Initial if reference considered, whether or not criteria is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to application(s).	